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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**
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11 DONALD G. LOOMIS,

12 Plaintiff,

13 vs.

14 UNITED STATES OF AMERICA, et al.,

15 Defendant.

CASE NO. 08 CV 1367 JM (JMA)

**ORDER DENYING MOTION TO
PROCEED IN FORMA PAUPERIS**

16 Plaintiff, a non-prisoner proceeding pro se, moves to proceed in forma pauperis ("IFP")
17 pursuant to 28 U.S.C. § 1915. In his declaration, Plaintiff states that he was last employed on April
18 9, 2007; receives \$1,300 per month in "early retirement" pay, half of which comes from the VA; has
19 a checking account at Washington Mutual Bank; has no dependents; owns a 1995 Jeep Grand
20 Cherokee; and owns a home with an assessment value of \$169,000 and a market value of \$300,000.
21 He has no other significant assets. He lists two debts: \$3,000 on his American Express credit card and
22 \$950 on his Visa credit card. Based on Plaintiff's declaration, the court finds that Plaintiff can pay
23 the filing fee. See 28 U.S.C. § 1915(a)(1). Accordingly, the court **DENIES** Plaintiff's motion to
proceed IFP.

24 **IT IS SO ORDERED.**

25 DATED: August 21, 2008

26 
27 Hon. Jeffrey T. Miller
28 United States District Judge